

1  
2  
3  
4  
5  
6  
7  
8  
9

**STATE OF WASHINGTON  
DEPARTMENT OF FINANCIAL INSTITUTIONS  
CONSUMER SERVICES DIVISION**

IN THE MATTER OF DETERMINING  
Whether there has been a violation of the  
Check Cashers and Sellers of Washington by:

NO. C-04-086-05-CO03

PFH, Inc., dba FAST CASH LOANS and  
LOAN EX, and J. BLAKE GOLDBERG,  
President and Chief Executive Officer, and  
STEVE H. SELVAR, Collections Manager, and  
MICHAEL D. FRYE, Collections Employee, and  
MARGARET COOK, Collections Employee,  
Respondents.

CONSENT ORDER

**MICHAEL D. FRYE**

10 COMES NOW the Director of the Department of Financial Institutions (Director), through her designee  
11 Chuck Cross, Division Director, Division of Consumer Services, and Michael D. Frye (Respondent) by and  
12 through his attorney, Sally Garratt, and finding that the issues raised in the captioned matter may be economically  
13 and efficiently settled, agree to the entry of this Consent Order. This Consent Order is entered pursuant to chapter  
14 31.45 of Revised Code of Washington (RCW), and RCW 34.05.060 of the Administrative Procedure Act, based  
15 on the following:

16  
17

**AGREEMENT AND ORDER**

18 The Department of Financial Institutions, Division of Consumer Services (Department) and Respondent  
19 have agreed upon a basis for resolution of the matters alleged in Statement of Charges No. C-04-086-04-SC01  
(Statement of Charges) entered September 24, 2004, (copy attached hereto). Pursuant to chapter 31.45 RCW, the  
20 Check Cashers and Sellers Act (Act) and RCW 34.05.060 of the Administrative Procedure Act, Respondent  
21 hereby agrees to the Department's entry of this Consent Order and further agrees that the issues raised in the  
22 above captioned matter may be economically and efficiently settled by entry of this Consent Order.

23 Based upon the foregoing:

24 A. **Jurisdiction.** It is AGREED that the Department has jurisdiction over the subject matter of the  
25 activities discussed herein.

CONSENT ORDER  
MICHAEL D. FRYE

1           **B. Waiver of Hearing.** It is AGREED that Respondent has been informed of the right to a hearing  
2 before an administrative law judge, and that he has waived his right to a hearing and any and all administrative and  
3 judicial review of the issues raised in this matter, or of the resolution reached herein. Accordingly, Respondent  
4 agrees to withdraw his application for hearing and to inform the Office of Administrative Hearings in writing of  
5 his withdrawal.

6           **C. No Admission of Liability.** The parties intend this Consent Order to fully resolve the Statement of  
7 Charges and agree that Respondent does not admit to any wrongdoing by its entry. Respondent does not admit  
8 that he has violated any laws as alleged in the Statement of Charges (No. C-04-086-04-SC01).

9           **D. Fine.** It is AGREED that Respondent shall pay to the Department a fine of \$500.00, in the form of a  
10 cashier's check made payable to the "Washington State Treasurer," upon entry of this order.

11           **E. Complete Cooperation with the Department and the Office of the Attorney General, Consumer**  
12 **Protection Division (statements).** It is AGREED that Respondent shall provide the Department and the  
13 Consumer Protection Division truthful and complete sworn statements outlining his activities with respect to PFH,  
14 Inc., dba Fast Cash Loans and Loan Ex (PFH, Inc.), and any and all persons involved or in any way associated  
15 with PFH, Inc., including but not limited to the named Respondents, employees, businesses and persons with  
16 whom PFH, Inc. dealt, communicated, or otherwise related. The "sworn statements" may take the form of  
17 affidavits, declarations, or deposition testimony, at the Department's and the Consumer Protection Division's  
18 discretion.

19           **F. Complete Cooperation with the Department and the Office of the Attorney General, Consumer**  
20 **Protection Division.** It is AGREED that Respondent shall cooperate fully, truthfully and completely with the  
21 Department and the Consumer Protection Division and provide any and all information known to him relating in  
22 any manner to PFH, Inc. and any and all persons involved or in any way associated with PFH, Inc., including but  
23 not limited to the named Respondents, employees, businesses and persons with whom PFH, Inc. dealt,  
24 communicated, or otherwise related. It is further AGREED that Respondent shall provide any and all documents,  
25 writings or materials, or objects or things of any kind in his possession or under his care, custody, or control that

1 he is authorized to possess, obtain, or distribute relating directly or indirectly to all areas of inquiry and  
2 investigation. A failure to cooperate fully, truthfully and completely is a breach of this Consent Order. It is  
3 further AGREED that Respondent shall testify fully, truthfully and completely at any proceeding related to the  
4 Department's investigation and enforcement actions related to this matter, including, but not limited to PFH, Inc.  
5 and the named Respondents.

6 **G. Compliance with the Law.** It is AGREED that Respondent shall comply with the Check Cashers  
7 and Sellers Act and the rules adopted thereunder when engaged in any activities for any person subject to that  
8 statute.

9 **H. Non-Compliance with Order.** It is AGREED that Respondent understands that failure to abide  
10 by the terms and conditions of this Consent Order may result in further legal action by the Director. In the  
11 event of such legal action, Respondent may be responsible to reimburse the Director for the cost incurred in  
12 pursuing such action, including but not limited to, attorney fees. However, the parties understand and intend  
13 that in the event of any new complaints which might involve the Respondent, such complaints will be  
14 processed in accordance with the established practices of the Department.

15 **I. Voluntarily Entered.** It is AGREED that the undersigned Respondent has voluntarily entered into  
16 this Consent Order, which is effective when signed by the Director's designee.

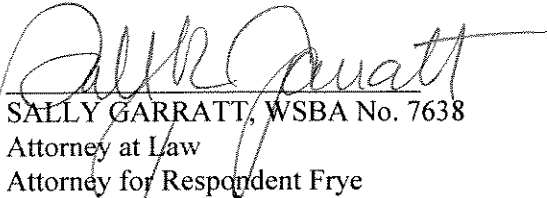
17 **J. Completely Read, Understood, and Agreed.** It is AGREED that Respondent has read this Consent  
18 Order in its entirety and fully understands and agrees to all of the same.

19 \\\  
20 \\\  
21 \\\  
22 \\\  
23 \\\  
24 \\\  
25 \\\

1  
2 **RESPONDENT:**

3  
4   
5 MICHAEL D. FRYE

3-14-05  
Date

6  
7   
8 SALLY GARRATT, WSBA No. 7638  
9 Attorney at Law  
10 Attorney for Respondent Frye

3-14-05  
Date

11 DO NOT WRITE BELOW THIS LINE

12 THIS ORDER ENTERED THIS 24th DAY OF March, 2005.





20  
21  
22  
23  
24  
25

CHUCK CROSS  
Director and Enforcement Chief  
Division of Consumer Services  
Department of Financial Institutions